

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: INDEPENDENT NETWORKS, L.C.	DOCKET NO. IOWA ADMIN. CODE 199-39.2(4)
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**ORDER DESIGNATING ELIGIBLE TELECOMMUNICATIONS
CARRIER STATUS**

(Issued June 15, 1999)

On May 20, 1999, Independent Networks, L.C. (Independent), filed a request for designation as an eligible telecommunications carrier pursuant to IOWA ADMIN. CODE 199-39 (1999). These rules provide the mechanism by which local exchange service providers in Iowa can be designated as eligible carriers that can receive support from the federal universal service fund established pursuant to 47 U.S.C. § 254. In order to be designated as eligible pursuant to IOWA ADMIN. CODE 199-39.2(3), the carrier must: (1) offer the services supported by the federal fund; (2) offer the services using its own facilities or a combination of its own facilities and resale; (3) advertise the availability of the supported services; and (4) offer the supported services throughout its designated service area.

Based upon the information provided in Independent's request, the Utilities Board (Board) finds that Independent can be designated as an eligible telecommunications carrier.

One of the supported services is toll limitation for qualifying low-income customers. IOWA ADMIN. CODE 199-39.2(1)"i." Independent requests waiver of

this rule on the basis that the service is not available in the Independent switches. In prior dockets, the Board has waived this requirement because toll limitation is not readily available in many local switches. The Board has previously stated that it will waive this requirement until such time as toll limitation becomes reasonably available and the Board has issued an order approving a statewide implementation schedule. No such schedule has been approved, and the Board will waive the toll limitation requirement of IOWA ADMIN. CODE 199-39.2(1)"i" as applied to Independent.

IT IS THEREFORE ORDERED:

1. The request of Independent Networks, L.C., to be designated as an eligible carrier pursuant to IOWA ADMIN. CODE 199-39.2 is granted.
2. The waiver of IOWA ADMIN. CODE 199-39.2(1)"i" requested by Independent Networks, L.C., is granted.

UTILITIES BOARD

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr.
Executive Secretary

Dated at Des Moines, Iowa, this 15th day of June, 1999.